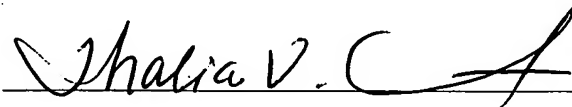


1AP7 Rec'd PCT/PTO 16 AUG 2006

FORM PTO-1390 REV. 2/01T		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	ATTORNEY'S DOCKET NUMBER <b>09354.0009-00000</b>
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>			U.S. APPLICATION NO. (If known, see 37CFR1.5) <b>10/566,965</b>
INTERNATIONAL APPLICATION NO. <b>PCT/JP04/11626</b>	INTERNATIONAL FILING DATE <b>August 5, 2004</b>	PRIORITY DATE CLAIMED <b>August 5, 2003</b>	
TITLE OF INVENTION: <b>COSMETIC COMPOSITION COMPRISING POROUS PARTICLES INCORPORATING OPTICALLY ACTIVE SUBSTANCES</b>			
APPLICANT(S) FOR DO/EO/US: <b>Christophe DUMOUSSEaux et al.</b>			
Applicant(s) herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1.	<input type="checkbox"/>	This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C 371.	
2.	<input checked="" type="checkbox"/>	This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.	
3.	<input type="checkbox"/>	This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.	
4.	<input type="checkbox"/>	The US has been elected by the expiration of 19 months from the priority date (Article 31).	
5.	<input type="checkbox"/>	A copy of the International Application as filed (35 U.S.C. 371 (c)(2)).	
	a.	<input type="checkbox"/>	is attached hereto (required only if not communicated by the International Bureau).
	b.	<input type="checkbox"/>	has been communicated by the International Bureau.
	c.	<input type="checkbox"/>	is not required, as the application was filed with the United States Receiving Office (RO/US).
6.	<input type="checkbox"/>	An English language translation of the International Application as filed (35 U.S.C. 371 (c)(2)).	
	a.	<input type="checkbox"/>	is attached hereto.
	b.	<input type="checkbox"/>	has been previously submitted under 35 U.S.C. 154 (d)(4).
7.	<input type="checkbox"/>	Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)).	
	a.	<input type="checkbox"/>	are attached hereto (required only if not communicated by the International Bureau).
	b.	<input type="checkbox"/>	have been communicated by the International Bureau.
	c.	<input type="checkbox"/>	have not been made; however, the time limit for making such amendments has NOT expired.
	d.	<input type="checkbox"/>	have not been made and will not be made.
8.	<input type="checkbox"/>	An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).	
9.	<input checked="" type="checkbox"/>	An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).	
10.	<input type="checkbox"/>	An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).	
Items 11 to 20 below concern document(s) or information included:			
11.	<input type="checkbox"/>	Information Disclosure Statement under 37 CFR 1.97 and 1.98	
12.	<input checked="" type="checkbox"/>	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.	
13.	<input type="checkbox"/>	A FIRST preliminary amendment.	
14.	<input type="checkbox"/>	A SECOND or SUBSEQUENT preliminary amendment.	
15.	<input type="checkbox"/>	A Substitute specification.	
16.	<input type="checkbox"/>	A change of power of attorney and/or address letter.	
17.	<input type="checkbox"/>	A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825.	
18.	<input type="checkbox"/>	A second copy of the published international application under 35 U.S.C. 154 (d)(4).	
19.	<input type="checkbox"/>	A second copy of the English language translation of the international application 35 U.S.C. 154 (d)(4).	
20.	<input checked="" type="checkbox"/>	Other items or information:	
	a.	<input type="checkbox"/>	Copy of cover page of International Publication No. WO
	b.	<input checked="" type="checkbox"/>	Copy of Notification of Missing Requirements.
	c.	<input type="checkbox"/>	

U.S. APPLICATION NO. (If known, see 37CFR 1.5) <b>10/566,965</b>		INTERNATIONAL APPLICATION NO. <b>PCT/JP04/11626</b>		ATTORNEY'S DOCKET NUMBER <b>09354.0009-00000</b>	
21. <input type="checkbox"/> The following fees are submitted:				CALCULATIONS PTO USE ONLY	
<b>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):</b>				<b>\$ 300.00</b>	
National Stage Search Fee .....				<b>\$ 500.00</b>	
National Stage Examination Fee .....				<b>\$ 200.00</b>	
<b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b>				<b>\$</b>	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is <b>\$250.00</b> for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of additional 50 or fraction thereof (rounded up to a whole number)	Rate		
85- 100 =	33/50=		x 250.00	<b>\$</b>	
Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)). <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30				<b>\$ 130.00</b>	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total Claims	- 20 =		x \$ 50.00	<b>\$</b>	
Independent Claims	- 3 =		x \$200.00	<b>\$</b>	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	<b>\$</b>	
<b>TOTAL OF THE ABOVE CALCULATIONS =</b>				<b>\$ 130.00</b>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				<b>\$</b>	
<b>SUBTOTAL =</b>				<b>\$ 130.00</b>	
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30				<b>\$</b>	
<b>TOTAL NATIONAL FEE =</b>				<b>\$ 130.00</b>	
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.				<b>\$ 40.00</b>	
<b>TOTAL FEES ENCLOSED =</b>				<b>\$ 170.00</b>	
				Amount to be refunded:	<b>\$</b>
				charged:	<b>\$</b>
a. <input checked="" type="checkbox"/> A check in the amount of \$ <u>130.00</u> to cover the surcharge fee for late filing of the Declaration and a check in the amount of \$ <u>40.00</u> to cover the Assignment recordation fee are enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>06-0916</u> . d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.					
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.					
<b>SEND ALL CORRESPONDENCE TO:</b> Finnegan, Henderson, Farabow, Garrett & Dunner, L.L.P. 901 New York Avenue, NW Washington, D.C. 20001-4413					
DATED: August 16, 2006				<div style="text-align: center;">   Thalia V. Warnement/Registration No. 39,064  NAME/REGISTRATION NO. </div>	

08/21/2006 LLANDGRA 00000034 10566965

01 FC:1617 130.00 OP



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/566,965	Christophe Dumousseaux	093540009

INTERNATIONAL APPLICATION NO.
-------------------------------

PCT/JP04/11626

I.A. FILING DATE	PRIORITY DATE
08/05/2004	08/05/2003

22852

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER  
 LLP

901 NEW YORK AVENUE, NW  
 WASHINGTON, DC 20001-4413

**RECEIVED**

JUN 21 2006

*Finnegan, Henderson, Farabow,  
 Garrett & Dunner, L.L.P.*

Date Mailed: 06/16/2006

CONFIRMATION NO. 9332

371 FORMALITIES LETTER



\*OC000000019298033\*

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 02/02/2006
- Copy of the International Search Report filed on 02/02/2006
- Request for Immediate Examination filed on 02/02/2006
- U.S. Basic National Fees filed on 02/02/2006
- Priority Documents filed on 02/02/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION.**

**WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

LAMONT M HUNTER

Telephone: (703) 308-9140 EXT 201

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/566,965	PCT/JP04/11626	093540009

FORM PCT/DO/EO/905 (371 Formalities Notice)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re National Stage of International	)	
Application No. PCT/JP04/11626 of:	)	
	)	
<b>Christophe DUMOUSSEaux et al.</b>	)	Group Art Unit: Unassigned
	)	
Application No.: 10/566,965	)	Examiner: Unassigned
	)	
Filed: February 2, 2006	)	Confirmation No.: 9332
	)	
For: COSMETIC COMPOSITION	)	
COMPRISING POROUS	)	
PARTICLES INCORPORATING	)	
OPTICALLY ACTIVE SUBSTANCES	)	

**SUBMISSION OF ASSIGNMENT OF APPLICATION**

**Mail Stop Assignment Recordation Services**

Director of the United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby submit a copy of the executed Assignment in the above-identified application from **Christophe DUMOUSSEaux** and **Tatsunari GOTO**, assigning their rights in the invention to **L'ORÉAL**. Please record the Assignment and return to the undersigned.

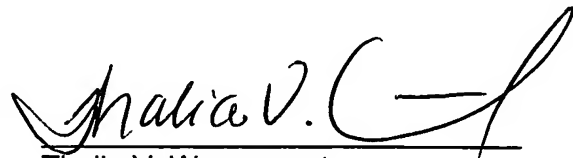
The required \$40.00 recordation fee is enclosed.

Please charge any additional required fees to our deposit account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

By:



Thalia V. Warnement  
Reg. No. 39,064

Dated: August 16, 2006